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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

KIMBERLEY MAIN, an individual, on behalf  
of herself and all others similarly situated,

Plaintiffs,

v.

WAL-MART STORES, INC., a Delaware  
corporation, and DOES 1 through 50 inclusive

Defendants.

) Consolidated Case No. C 11-01919 JSW

) Consolidated with:

) Case No. C 11-02001 JSW

) Case No. C 11-02893 JSW

) Case No. C 11-02659 JSW

) **DECLARATION OF CHARLENE  
YOUNG IN SUPPORT OF  
PLAINTIFFS' UNOPPOSED  
MOTION FOR FINAL APPROVAL  
OF CLASS ACTION SETTLEMENT**

) Date: May 24, 2013

) Time: 9:00 a.m.

) Ctrm.: 11, 19th Floor

) Judge: Hon. Jeffrey S. White

DECLARATION OF CHARLENE YOUNG

I, Charlene Young, hereby declare as follows:

1. I am a Senior Project Administrator for Rust Consulting, Inc. ("Rust"), the Settlement Administrator under the Settlement Agreement in this action. I was chiefly responsible for managing the administration of the settlement on behalf of Rust, including establishing a settlement website, arranging for notice by publication, preparing the tear-away notice pads, and compiling and reviewing claim forms and requests for exclusion submitted by putative settlement class members, as required by the Settlement Agreement and Preliminary Approval Order. I have personal knowledge of the matters set forth in this declaration and if called to testify, I could and would testify competently to such matters.

2. In accordance with Section 3.2(c) of the Settlement Agreement and Paragraphs 5 and 15.a. of the Preliminary Approval Order, on January 25, 2013, Rust established a settlement website at the URL [www.WalMartClassActionSettlement.com](http://www.WalMartClassActionSettlement.com), which contains information relating to the settlement, including the Detailed Notice, Claim Form, and Preliminary Approval Order.

3. The settlement website has and will remain continuously live through the Effective Date as provided in the Settlement Agreement.

4. In accordance with Section 3.2(b) of the Settlement Agreement and Paragraphs 5 and 15.a. of the Preliminary Approval Order, beginning on February 14, 2013, and once a week thereafter for two more consecutive weeks, Rust arranged to have a written notice, substantially similar to the Short-Form Notice attached as Exhibit B to the Settlement Agreement, published in the Los Angeles and San Francisco regional print markets of USA Today. A true and correct copy of the publication notice is attached hereto as Exhibit 1.

5. In accordance with Section 3.2(a) of the Settlement Agreement and Paragraphs 5 and 15.a. of the Preliminary Approval Order, Rust arranged for the printing of tear-away notices, substantially similar to the Short-Form Notice attached as Exhibit B to the Settlement Agreement. The tear-away notices were printed in pads of 300 and sent to Anderson Merchandising

1 to be distributed to and displayed at the customer service desk of every Wal-Mart store located in  
2 California. A true and correct copy of the tear-away notice is attached hereto as Exhibit 2.

3           6. In accordance with the Order entered on April 8, 2013 amending the  
4 Preliminary Approval Order, on April 9, 2013, Rust posted an alert on the settlement website stating  
5 that "THE DEADLINE TO SUBMIT REQUESTS FOR EXCLUSION, OBJECTIONS OR CLAIM  
6 FORMS HAS BEEN EXTENDED FROM APRIL 22, 2013 TO APRIL 29, 2013." Additionally,  
7 beginning on or about April 10, 2013, Rust sent a notice to all putative class members that had  
8 requested the detailed settlement notice and claim form by mail alerting such putative class members  
9 that the deadline to submit requests for exclusion, objections or claim forms had been extended from  
10 April 22, 2013 to April 29, 2013. Beginning on or about April 10, 2013, Rust also began including  
11 an insert with every detailed settlement notice and claim form sent to putative settlement class  
12 members alerting putative settlement class members that the deadline to submit requests for  
13 exclusion, objections, or claim forms, if they so elect, has been extended from April 22, 2013 to  
14 April 29, 2013.

15           7. In accordance with Section 3.4 of the Settlement Agreement and Paragraphs 7  
16 and 15.c. of the Preliminary Approval Order, as amended by the April 8, 2013 Order, putative  
17 settlement class members who wished to receive the Claimant Benefit were required to submit a  
18 complete and timely Claim Form to the Settlement Administrator, postmarked no later than April 29,  
19 2013, listing (i) the date of any transaction(s) in which the Claimant used a credit card to make a  
20 purchase at a Wal-Mart store located in California between February 14, 2010 and November 30,  
21 2010; (ii) the location of the Wal-Mart store(s) in which the credit card transaction(s) took place; and  
22 (iii) a certification that the Claimant provided his or her personal ZIP code in response to a prompt  
23 displayed on the debit/credit card keypad after the Claimant provided his or her signature in  
24 connection with the credit card transaction.

25           8. In accordance with Section 3.4(c) of the Settlement Agreement, Wal-Mart  
26 provided Rust with information indicating the dates during which a ZIP Code Survey was active in  
27 each of Wal-Mart's California stores that conducted a ZIP Code Survey during the Class Period.  
28

11. Of the 519 timely Claim Forms and two late Claim Forms submitted by unique settlement class members, 209 listed a transaction(s) that occurred during an active ZIP Code Survey. The 2 late Claim Forms were deemed ineligible.

13. As of the date of this declaration, Rust has received three requests for exclusion, true and correct copies of which are attached hereto as Exhibit 3.

I declare under penalty of perjury under the laws of the State of California and the United States that the foregoing is true and correct.

Executed this 14<sup>th</sup> day of May, 2013 in Palm Beach Gardens, Florida.

By Charlene Young  
Charlene Young